

CERTIFIED FOR PUBLICATION

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

FOURTH APPELLATE DISTRICT
DIVISION THREE

CHRISTOS CATSOURAS et al.,

Plaintiffs and Appellants,

v.

DEPARTMENT OF THE CALIFORNIA
HIGHWAY PATROL et al.,

Defendants and Respondents.

G039916, G040330

(Super. Ct. No. 07CC07817)

ORDER MODIFYING OPINION
AND DENYING PETITION FOR
REHEARING; NO CHANGE IN
JUDGMENT

The majority opinion filed in this case on January 29, 2010, is hereby
ORDERED modified as follows:

1. On pages 3-4 of the opinion, delete the two sentences that read: “It is antithetical to that expectation for the CHP to inflict harm upon us by making the ravaged remains of our loved ones the subjects of Internet sensationalism. It is important to prevent future harm to other families by encouraging the CHP to establish and enforce policies to preclude its officers from engaging in such acts ever again.” Replace those sentences with: “It is antithetical to that expectation for CHP officers to inflict harm upon us by making the ravaged remains of our loved ones the subjects of Internet sensationalism. It is important to prevent future harm to other families by encouraging the CHP to establish and enforce adequate and effective policies to preclude its officers from engaging in such acts ever again.”

2. On page 31 of the opinion, in the second full paragraph, delete the sentence that reads: “However, we are also aggrieved at the thought that the CHP and its officers should be alleviated of the consequences of their intentional acts, simply by

saying there is no insurance coverage.” Replace that sentence with: “However, we are also aggrieved at the thought that the CHP should be relieved of liability for the consequences of the intentional acts of its officers, simply by saying there is no insurance coverage.”

3. On page 32 of the opinion, the third full paragraph, delete the two sentences that read: “The CHP should know better. Every one of its officers should know better.” Replace those sentences with: “Every CHP officer should know better.”

4. On page 33 of the opinion, delete the sentence that reads: “Concomitantly, it is not the role of the CHP to put the parents and siblings of the decedent at risk of harm of seeing the grotesque death images of their deceased loved one made the subject of Internet spectacle.” Replace that sentence with: “Concomitantly, it is not the role of the CHP or its officers to put the parents and siblings of the decedent at risk of harm of seeing the grotesque death images of their deceased loved one made the subject of Internet spectacle.”

This modification does not effect a change in the judgment. The petition for rehearing filed on February 26, 2010 is DENIED.

MOORE, J.

WE CONCUR:

RYLAARSDAM, ACTING P. J.

ARONSON, J.